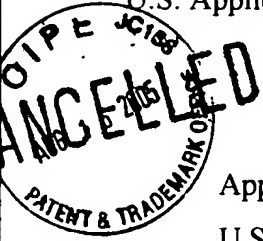


U.S. Application No. 10/530,164

Attorney Envelope No. TIS-104



## IN THE UNITED STATES PATENT &amp; TRADEMARK OFFICE

Applicants: BINDER, Susanne, et al.  
 U.S. Application No. 10/530,164  
 International Application No.: PCT/US03/31464  
 International Filing Date: 06 October 2003  
 Title: RETINAL PIGMENT EPITHELIAL CELL CULTURES ON AMNIOTIC MEMBRANE  
 AND TRANSPLANTATION

**CERTIFICATE OF MAILING BY EXPRESS MAIL****EXPRESS MAIL LABEL NO.: ER 465787432 US****DATE OF DEPOSIT: AUGUST 13, 2005**

I hereby certified that the correspondence attached hereto is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

**Enclosed:**

1. Reply To Notification Of Missing Requirements Under 35 U.S.C.371 In The United States Designated/Elected Office (DO/EO/US) -Concerning Payment Of Additional Claim Fees ((2 pages);
2. Check No. 1148 in the amount of \$125.00;
3. A copy of 371 Formalities Notice, Form PCT/DO/EO/923 (2 pages);
4. A copy of Form PTO-1390 (Modified) (Transmittal Letter to the United states Designated/Elected Office (DO/EO/US) Concerning a Submission Under 35 USC371 (2 pages)- mailed on April 4, 2005 (2 pages);
5. A copy of Check No. 1110 dated April 3, 2005, in the amount of \$1,875.00, mailed on April 4, 2005;
6. Certificate of Mailing by Express Mail (1 page); and
7. Return Receipt Postcard.

08/22/2005 MKAYPAGH 00000065 10530164

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*Jacqueline M. Arendt*  
 Jacqueline M. Arendt, Esq.  
 Registration No. 43,474

*August 13, 2005***Customer No. 44590****ARENDR & ASSOCIATES INTELLECTUAL PROPERTY GROUP**

1740 Massachusetts Avenue

Boxborough, Massachusetts 01719-2209

Telephone: (978) 897-8400; Facsimile: (978) 582-5547

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Applicants: BINDER, Susanne, et al.  
U.S. Application No. 10/530,164  
International Application No.: PCT/US03/31464  
International Filing Date: 06 October 2003  
Title: RETINAL PIGMENT EPITHELIAL CELL CULTURES ON AMNIOTIC MEMBRANE  
AND TRANSPLANTATION

REPLY TO NOTIFICATION OF MISSING  
REQUIREMENTS UNDER 35 U.S.C.371 IN THE UNITED  
STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) -  
Concerning Payment Of Additional Claim Fees

COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C.371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US), **Confirmation No. 5602** - mailed on June 14, 2005, Concerning Payment of Additional Claim Fees, Applicants submit the following for filing in the U.S. Application:

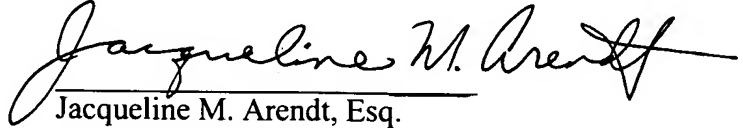
1. Check No. 1148 in the amount of \$125.00;
2. A copy of 371 Formalities Notice, Form PCT/DO/EO/923 (2 pages);
3. A copy of Form PTO-1390 (Modified) (Transmittal Letter to the United states Designated/Elected Office (DO/EO/US) Concerning a Submission Under 35 USC371 (2 pages)- mailed on April 4, 2005;
4. A copy of Check No. 1110 dated April 3, 2005, in the amount of \$1,875.00, mailed on April 4, 2005;
5. Certificate of Mailing by Express Mail; and
6. Return Receipt Postcard.

It is believed that the referenced NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C.371 is in error, and that the fee of \$125 submitted herewith is not due. Applicants believe that fees in the correct amount were submitted on April 4, 2005. Although

the requested additional fees are submitted herewith, Applicants hereby respectfully request review of the fee calculation and the 371 Formalities Notice. Applicant's attorney would appreciate the courtesy of a call regarding this matter.

A copy of this letter is enclosed for accounting purposes.

Respectfully submitted,



Jacqueline M. Arendt, Esq.  
Registration No.: 43,474  
Attorney for Applicants

Dated: August 13, 2005

**Customer No. 44590**

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Facsimile: (978) 582-5547



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/530,164	Susanne Binder	TIS-104

INTERNATIONAL APPLICATION NO.
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PCT/US03/31464

I.A. FILING DATE	PRIORITY DATE
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10/06/2003

10/04/2002

44590  
 ARENDT & ASSOCIATES INTELLECTUAL PROPERTY GROUP  
 1740 MASSACHUSETTS AVENUE  
 BOXBOROUGH, MA 01719-2209

CONFIRMATION NO. 5602  
 371 FORMALITIES LETTER  
 \*OC000000016260027\*  
 \*OC000000016260027\*

Date Mailed: 06/14/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 04/04/2005
- Oath or Declaration filed on 04/04/2005
- Small Entity Statement filed on 04/04/2005
- Request for Immediate Examination filed on 04/04/2005
- U.S. Basic National Fees filed on 04/04/2005
- Priority Documents filed on 04/04/2005

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Additional claim fees of **\$125** as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$125** for a Small Entity:

- Total additional claim fee(s) for this application is **\$ 125**
  - **\$125** for **32** total claims over 20.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION,**

**WHICHEVER IS LATER, FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

PATRICIA A BOOKER

Telephone: (703) 308-9140 EXT 204

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/530,164	PCT/US03/31464	TIS-104

FORM PCT/DO/EO/923 (371 Formalities Notice)

15



## UNITED STATES PATENT AND TRADEMARK OFFICE

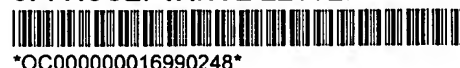
UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/530,164	Susanne Binder	TIS-104

INTERNATIONAL APPLICATION NO.	
PCT/US03/31464	
I.A. FILING DATE	PRIORITY DATE
10/06/2003	10/04/2002

44590  
 ARENDT & ASSOCIATES INTELLECTUAL PROPERTY GROUP  
 1740 MASSACHUSETTS AVENUE  
 BOXBOROUGH, MA 01719-2209

**CONFIRMATION NO. 5602**  
**371 ACCEPTANCE LETTER**



\*OC000000016990248\*

Date Mailed: 09/15/2005

### NOTICE OF ACCEPTANCE OF APPLICATION UNDER 35 U.S.C 371 AND 37 CFR 1.495

The applicant is hereby advised that the United States Patent and Trademark Office in its capacity as a Designated / Elected Office (37 CFR 1.495), has determined that the above identified international application has met the requirements of 35 U.S.C. 371, and is ACCEPTED for national patentability examination in the United States Patent and Trademark Office.

The United States Application Number assigned to the application is shown above and the relevant dates are:

<u>04/04/2005</u>	<u>04/04/2005</u>
DATE OF RECEIPT OF 35 U.S.C. 371(c)(1), (c)(2) and (c)(4) REQUIREMENTS	DATE OF COMPLETION OF ALL 35 U.S.C. 371 REQUIREMENTS

A Filing Receipt (PTO-103X) will be issued for the present application in due course. **THE DATE APPEARING ON THE FILING RECEIPT AS THE " FILING DATE" IS THE DATE ON WHICH THE LAST OF THE 35 U.S.C. 371 (c)(1), (c)(2) and (c)(4) REQUIREMENTS HAS BEEN RECEIVED IN THE OFFICE. THIS DATE IS SHOWN ABOVE.** The filing date of the above identified application is the international filing date of the international application (Article 11(3) and 35 U.S.C. 363). Once the Filing Receipt has been received, send all correspondence to the Group Art Unit designated thereon.

The following items have been received:

- Indication of Small Entity Status
- Copy of the International Application filed on 04/04/2005
- Oath or Declaration filed on 04/04/2005
- Small Entity Statement filed on 04/04/2005
- Request for Immediate Examination filed on 04/04/2005
- U.S. Basic National Fees filed on 04/04/2005
- Priority Documents filed on 04/04/2005
- Power of Attorney filed on 08/13/2005

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

---

PATRICIA A BOOKER

Telephone: (703) 308-9140 EXT 204

PART 3 - OFFICE COPY

FORM PCT/DO/EO/903 (371 Acceptance Notice)